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Dated: 08/16/07

Signature: Scott Whittemore  
( Scott Whittemore )

Docket No.: SOHN-P01-001  
(PATENT)



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:

Warren Stern

Application No.: 10/687,470

Confirmation No.: 8880

Filed: October 16, 2003

Art Unit: 1616

For: METHOD OF TREATING SNORING AND  
OTHER OBSTRUCTIVE BREATHING  
DISORDERS

Examiner: N. W. Schlientz

**INFORMATION DISCLOSURE STATEMENT (IDS)**

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is filed after the mailing date of a non-Final Office Action, but before the mailing date of a Final Office Action or Notice of Allowance (37 C.F.R. § 1.97(c)). Applicant respectfully request that the Information Disclosure Statement be considered.

Applicant submits herewith copies of the non-patent literature references, CA-CJ, in accordance with 37 C.F.R. § 1.98(a)(2). A copy of the relevant pages of the International Search Report (ISR) in PCT application PCT/US03/31606 is also enclosed.

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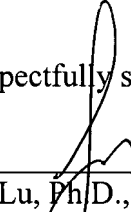
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It is submitted that the Information Disclosure Statement is in compliance with 37 C.F.R. § 1.98 and the Examiner is respectfully requested to consider the listed references.

Please charge our Deposit Account No. **18-1945** in the amount of \$180.00 covering the fee set forth in 37 C.F.R. § 1.17(p). The Director is also authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. **18-1945**, under Order No. **SOHN-P01-001**. A duplicate copy of this paper is enclosed.

Dated: August 16, 2007

Respectfully submitted,

By   
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Used in Lieu of PTO/SB/08A/B  
(Based on PTO 04-07 version)

<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)				<b>Complete if Known</b>	
				Application Number	10/687,470
				Filing Date	October 16, 2003
				First Named Inventor	Warren Stern
				Art Unit	1616
				Examiner Name	N. W. Schlientz
Sheet	1	of	1	Attorney Docket Number	SOHN-P01-001

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)				

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NON PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
	CA	FAIRBANKS, "Predicting the Effect of Nasal Surgery on Snoring: A Simple Test," <i>Ear, Nose, &amp; Throat Journal</i> , 70(1):50-52 (1991) [online] [Retrieved on 2007-03-12]. Retrieved from the internet:<URLhttp://www.ncbi.nlm.nih.gov/entrez/query.fcgi?CMD=Display&DB=pubmed> ABSTRACT ONLY.	
	CB	FORESMAN, B. H., "Sleep-Related Gastroesophageal Reflux," <i>JAOA</i> , 100(12):S7-S11 (2000).	
	CC	GENNARO, <i>et al.</i> , "Remington: The Science and Practice of Pharmacy," P.A., Mack Publishing Company, 1995 p.132, 1910.	
	CD	KELLER, <i>et al.</i> , "Gastroesophageal Reflux and Lung Diseases," <i>Pneumologie</i> , 44(1):153-157 (1990) [online] [Retrieved on 2007-03-12]. Retrieved from the Internet:<URL http://www.ncbi.nlm.nih.gov/entrez/query.fcgi?CMD=Display&DB=pubmed> ABSTRACT ONLY.	
	CE	MURRAY, <i>et al.</i> , "Physicians' Desk References," 55th Ed. p. 587-591, 1178-1181, 1704-1706, 3189-3194 (2001).	
	CF	PILLAR, <i>et al.</i> , "Amelioration of Sleep Apnea by Salicylate-Induced Hyperventilation," <i>The American Review of Respiratory Disease</i> , 146(3):711-715 (1992) [online] Retrieved on 2007-03-12]. Retrieved from the internet:<URL http://www.ncbi.nlm.nih.gov/entrez/query.fcgi?CMD=Disply&DB=pubmed> ABSTRACT ONLY.	
	CG	SCADDING, "Other Anti-Inflammatory Uses of Intranasal Corticosteroids in Upper Respiratory Inflammatory Diseases," <i>Allergy</i> , 62:19-23 (2000).	
	CH	SENIOR <i>et al.</i> , "Gastroesophogal Reflux and Obstructive Sleep Apnea," <i>The Laryngoscope</i> , 111:2144-2146 (2001).	
	CI	THURNHEER, <i>et al.</i> , "Sleep-Related Laryngospasm," <i>ERS Journal</i> , 10:2084-2086 (1997).	
	CJ	XIAO, <i>et al.</i> , "The Relationship Between GERD and OSAS and Effects of Anti-Reflux Therapy," <i>Gastroenterology</i> , 114(4):336 1998 ABSTRACT ONLY.	

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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Examiner Signature		Date Considered	
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